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Case 1:08 Er-JON ES

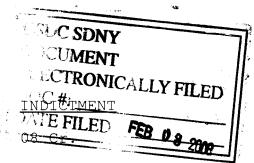
UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v.-

JOSE REYES-CRUZ,
a/k/a "Jose Reyes,"
a/k/a "Axel Maldonado,"

Defendant.



08CRIM 099

COUNT ONE

The Grand Jury charges:

In or about November 2007, in the Southern District of New York and elsewhere, JOSE REYES-CRUZ, a/k/a "Jose Reyes," a/k/a "Axel Maldonado," the defendant, being an alien, unlawfully, willfully, and knowingly, did enter, and was found in, the United States, after having been deported from the United States subsequent to a conviction for the commission of an aggravated felony, to wit, a conviction on or about March 7, 2000, in New York Supreme Court, Bronx County, for attempted criminal sale of a controlled substance in the third degree, in violation of New York Penal Law Section 110/220.39, and without having obtained the express consent of the Attorney General of the United States or his successor, the Secretary for the Department of Homeland Security, to reapply for admission.

(Title 8, United States Code, Sections 1326(a) & (b)(2).)

FOREPERSON HOORY

MICHAEL J. GARCIA United States Attorney